

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875						Application or Docket Number 10/761827	
CLAIMS AS FILED – PART I (Column 1) (Column 2)							
FOR	NUMBER FILED	NUMBER EXTRA			SMALL ENTITY	OR	OTHER THAN SMALL ENTITY
BASIC FEE (37 CFR 1.16(a))					RATE		RATE
TOTAL CLAIMS (37 CFR 1.16(c))	14	minus 20 =	•		FEE		FEE
INDEPENDENT CLAIMS (37 CFR 1.16(b))	1	minus 3 =	•				
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))							
* If the difference in column 1 is less than zero, enter "0" in column 2.							
CLAIMS AS AMENDED – PART II (Column 1) (Column 2) (Column 3)							
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE		ADDITIONAL FEE
	Total (37 CFR 1.16(c))	29	Minus	24	=	5	
	Independent (37 CFR 1.16(b))		Minus	3	=		
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE		ADDITIONAL FEE
	Total (37 CFR 1.16(c))	•	Minus	•	=		
	Independent (37 CFR 1.16(b))	•	Minus	•	=		
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE		ADDITIONAL FEE
	Total (37 CFR 1.16(c))	•	Minus	•	=		
	Independent (37 CFR 1.16(b))	•	Minus	•	=		
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Allowable Subject Matter

The Examiner's Action indicated that claim 26 would be allowable once all the objection and rejection are overcome.

In response, Applicants believe that the Examiner's Action meant that claim 27, not claim 26, contains the allowable subject matter. As discussed, *supra*, Applicants believe that the Ittel Patent can not be used as a prior art reference under 35 U.S.C. 102(a) against the subject application, thus, claim 26 as well as claim 27 is in condition for allowance.

In view of the foregoing, Applicants believe that claims 12-33 as amended are all in condition for allowance, early notice of which is requested.

No fee is believed to be due for this response. Should any fee be required, please charge same to deposit account no. 22-0261 and notify Applicants' attorney. A Fee Transmittal accompanies this response.

Respectfully submitted,

Date: May 15, 2006



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Doc# 751211